

----- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Sue Smith  
<sue@rhsmith.com>

07/21/2006 03:06 PM

Please respond to  
sue@rhsmith.com

To Mike Shepherd/R10/USEPA/US@EPA

cc

Subject Re: Toppenish Smitty's Report

Hi Mike - was really thinking I should contact you just this a.m. I have been putting off ordering the proposed Regenisys Oxygenation system because I'm not sure what it will accomplish. It has also been a year since we analyzed the water. Seems to me the fuel in the water is very weathered (old) and that may explain why the first lab thought there was diesel. Can we get by with treating the water near the wells, or do we need to pull it out? We never did register a claim to our insurance and now I'm afraid it's too late. I have also been putting this off because money is already so tight with the high prices (believe it or not).

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**From:** Shepherd.Mike@epamail.epa.gov  
**To:** Sue Smith [mailto:sue@rhsmith.com]  
**Cc:** Donna Hewitt [mailto:Dlhenviromental@aol.com], Mike Noll [mailto:nollenv@premier1.net]  
**Sent:** Fri, 21 Jul 2006 11:26:08 -0700  
**Subject:** Re: Toppenish Smitty's Report

Haven't seen monitoring well results lately and also haven't seen a workplan on how to address the very high BT and X... in Monitoring Wells. Can someone update me?

Mike Shepherd, US EPA Region 10  
Leaking Underground Storage Tank Manager  
UST Indian Lands Team Leader  
206-553-0702

Mike Noll  
1.net> To  
Sue Smith  
08/10/2005 03:58 cc  
PM Donna Hewitt  
, Mike

Shepherd/R10/USEPA/US@EPA

Subject

Toppenish Smity's Report

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Mike Noll  
(360) 794-9523

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Sue Smith  
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07/25/2006 01:38 PM

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**From:** Shepherd.Mike@epamail.epa.gov

**To:** sue@rhsmith.com

**Sent:** Mon, 24 Jul 2006 09:28:07 -0700

**Subject:** Re: Toppenish Smitty's Report

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I like the sound of that - can you give me a web address that explains it? Since we are paying for this out of pocket I don't want to call Donna back in unless I have to. Thanks

**From:** Shepherd.Mike@epamail.epa.gov

**To:** sue@rhsmith.com

**Sent:** Tue, 25 Jul 2006 13:57:28 -0700

**Subject:** Re: Toppenish Smitty's Report

I'll look forward to hearing from you...think about risk based

closure...hasn't Donna done some of those?

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**From:** Shepherd.Mike@epamail.epa.gov  
**To:** Sue Smith [mailto:sue@rhsmith.com]  
**Sent:** Mon, 18 Sep 2006 16:01:38 -0700

Get Results for  
August 2006

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(Document link: Mike Shepherd)

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12/29/2006 10:27 AM

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**To:** sue@rhsmith.com

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Sent: Fri, 21 Jul 2006 11:26:08 -0700

Subject: Re: Toppenish Smitty's Report

Haven't seen monitoring well results lately and also haven't seen a workplan on how to address the very high BT and X... in Monitoring Wells. Can someone update me?

Mike Shepherd, US EPA Region 10  
Leaking Underground Storage Tank Manager

UST Indian Lands Team Leader  
206-553-0702

Mike Noll  
1.net> To  
Sue Smith  
08/10/2005 03:58 cc  
PM Donna Hewitt  
, Mike  
Shepherd/R10/USEPA/US@EPA  
Subject  
Toppenish Smity's Report

Sue - I mailed reports to you (2 copies), Donna, and Mike today. I sent you a partial invoice already, and will mail you a final invoice this week, along with the lab invoice, which was mistakenly mailed to me. I assume Donna will help you arrange for disposal of the drums we left onsite. If you need my help with that, let me know. I am also having site photos, which Mike had requested, emailed to you, Mike, and Donna. Thanks!

Mike Noll  
(360) 794-9523

----- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Dave Polivka  
<dpolivka@whiteshield.com>

01/05/2007 11:25 AM

To Mike Shepherd/R10/USEPA/US@EPA

cc John Butts <jbutts@whiteshield.com>, Stuart Fricke  
<sfricke@whiteshield.com>, Sue Smith <sue@rsmith.com>

Subject RE: Toppenish Pik-a-Pop Report

Mike:

No, I do not have a copy of the compliance letter. If it is ok with Sue can you send me a copy? All Sue has told me so far is that we need to have a plan in place before mid- February. I have ideas for the site that we can discuss at the time of our meeting. Also, Stuart Fricke or John Butts may be attending the meeting depending on how the meeting fits their schedule.

David R. Polivka L.G./L.HG.  
Environmental Services Manager  
White Shield Inc.  
1520 140th Avenue NE Suite 100  
Bellevue, Washington 98005  
Phone: 425-641-7800  
cell Phone: 206-321-5839  
E-mail: dpolivka@whiteshield.com

-----Original Message-----

From: Shepherd.Mike@epamail.epa.gov [mailto:Shepherd.Mike@epamail.epa.gov]  
Sent: Friday, January 05, 2007 11:02 AM  
To: Dave Polivka  
Cc: John Butts; Stuart Fricke; Sue Smith  
Subject: Re: Toppenish Pik-a-Pop Report

I'm waiting for Sue to pick a time..either 11 am or 4 pm on Monday or anytime before 3pm on Tuesday

Main purpose of the meeting is to review the letter I sent to Sue and to facilitate development of a basic workplan and schedule for compliance and answer any questions you all may have of me. Do you have a copy of the compliance letter I sent regarding the site?

Mike Shepherd, US EPA Region 10  
Leaking Underground Storage Tank Manager  
UST Indian Lands Team Leader  
206-553-0702

Dave Polivka  
<dpolivka@whiteshield.com>



hield.com>

01/05/2007 09:59  
AM

Mike Shepherd/R10/USEPA/US@EPA To  
Sue Smith <sue@rhsmith.com>, cc  
Stuart Fricke  
<sfricke@whiteshield.com>, John  
Butts <jbutts@whiteshield.com>  
Subject  
Toppenish Pik-a-Pop Report

Mike:

I got a call from Sue Smith this morning indicating that you wanted to meet with her regarding the Toppenish Pic-a-Pop site. She has asked me to be there as well. I understand you will be in the area on January 22nd and 23rd. I am available both days. Work out a time with Sue and I'll be there. She has also asked me to send you a copy of the report I prepared for the last round of sampling. It is attached.

David R. Polivka L.G./L.HG.

Environmental Services Manager

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Phone: 425-641-7800

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E-mail: dpolivka@whiteshield.com

----- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Stuart Fricke  
<sfricke@whiteshield.com>  
01/05/2007 11:42 AM

To Dave Polivka <dpolivka@whiteshield.com>, Mike  
Shepherd/R10/USEPA/US@EPA  
cc John Butts <jbutts@whiteshield.com>, Sue Smith  
<sue@rhsmith.com>  
Subject RE: Toppenish Pik-a-Pop Report

Mike,  
I will be attending the meeting with Dave.  
Stuart.

---

Stuart W. Fricke, President  
White Shield Inc.  
<http://www.whiteshield.com/>

NEW ADDRESS:  
320 N. 20th Avenue  
Pasco, WA 99301  
Ph: 509.547.0100  
Fx: 509.547.8292

---

-----Original Message-----

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Mike Shepherd, US EPA Region 10  
Leaking Underground Storage Tank Manager  
UST Indian Lands Team Leader  
206-553-0702

Dave Polivka  
<dpolivka@whiteshield.com>

01/05/2007 09:59  
AM

Mike Shepherd/R10/USEPA/US@EPA  
To  
cc  
Sue Smith <sue@rhsmith.com>,  
Stuart Fricke  
<sfricke@whiteshield.com>, John  
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E-mail: dpolivka@whiteshield.com

----- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Sue Smith

<sue@rhsmith.com>

01/08/2007 11:00 AM

Please respond to  
sue@rhsmith.com

To Mike Shepherd/R10/USEPA/US@EPA

cc

Subject Toppensih

Hi - we are meeting at our Grandview office at 10 am. The address is 315 E. Wine Country Rd. Take the first Grandview exit (Stover Rd); turn left at the light and continue through 2 more lights (about 2 miles - you will pass one of our Conoco sites on your right). You will see a Conoco capsule on your left and our office is behind that.

----- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Sue Smith

<sue@rhsmith.com>

01/09/2007 10:17 AM

Please respond to  
sue@rhsmith.com

To Mike Shepherd/R10/USEPA/US@EPA

cc

Subject Toppenish





Hi Mike -

Dave talked with me after he saw a copy of the letter you sent and informed me that we will not be able to comply completely with your deadlines. When I read it, I was thinking that we had to have a plan to you, not necessarily all the drilling done (although I had hoped to have it started by now - time flies). Since we are not even meeting with you until after the first deadline, what happens now?

----- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----



Sue Smith  
<sue@rhsmith.com>

01/10/2007 08:42 AM

Please respond to  
sue@rhsmith.com

To Mike Shepherd/R10/USEPA/US@EPA

cc

Subject Re: Toppenish

Sounds good - I will send this on to Dave and Stuart.

**From:** Shepherd.Mike@epamail.epa.gov

**To:** sue@rhsmith.com

**Sent:** Wed, 10 Jan 2007 08:07:39 -0800

**Subject:** Re: Toppenish

We meet and brainstorm a realistic approach to the site and approximate set of milestones that you can achieve... I go away and you and Dave really work out the details of what happens when. Then you write your timetable down and send it to me. Once we agree then the work proceeds and we get through this. If something goes wrong in the workplan we adjust and set a new timetable.

I'm pretty easy to work with as long as you're making some kind of progress and communicating.

yours truly,

Mike Shepherd, US EPA Region 10  
Leaking Underground Storage Tank Manager  
UST Indian Lands Team Leader  
206-553-0702

Sue Smith

> To

Mike Shepherd/R10/USEPA/US@EPA

01/09/2007 10:17 cc

AM

Subject

Toppenish

Please respond

to

[sue@rhsmith.com](mailto:sue@rhsmith.com)

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Dave Polivka  
<[dpolivka@whiteshield.com](mailto:dpolivka@whiteshield.com)>

>

02/15/2007 03:23 PM

To John Murnane <[jmurnane@cascadedrilling.com](mailto:jmurnane@cascadedrilling.com)>, [bgose@cascadedrilling.com](mailto:bgose@cascadedrilling.com)

cc Stuart Fricke <[sfricke@whiteshield.com](mailto:sfricke@whiteshield.com)>, John Butts <[jbutts@whiteshield.com](mailto:jbutts@whiteshield.com)>

Subject ORC costs

John:

I have a site in Toppenish that you folks drilled in 2005. It is a gas station with TPH gas and BTEX in groundwater. The levels of TPH-G range from 2,600 ug/l in the upgradient well to 40,000 ug/l in one of the down gradient wells. In discussions with EPA, they indicated that they would be satisfied with the

owners placing ORC in the existing wells on site and monitoring the effects (degradation) at the property boundary as long as there were no receptors down gradient if we think it would be effective. The nearest down gradient wells are monitoring wells a little more than 1/4 mile away.

I would like to discuss with you the best methods for doing so and the costs associated with the ORC, probably in socks. The soils are silty gravels to sandy silts and some sandy gravels. The depth to water is approximately 11 to 15 feet BGS (depending on the season). If we do this we would also probably be installing at least two new monitoring wells down gradient to monitor the treatment.

Another option being considered by the owner is to remove the USTs as we are not 100% sure they are not leaking. If so, I suggested that we place powered ORC in the excavation and use the existing monitoring wells to monitor treatment. Again, I would like to discuss with you the costs for doing this.

Please call me so we can discuss this. I will be in the field tomorrow but can be reached on my cell phone at 206-321-5839. My office number is 425-641-7800.

David R. Polivka L.G./L.HG.

Environmental Services Manager

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----- Forwarded by Mike Shepherd/R10/USEPA/US on 03/13/2008 10:29 AM -----

Mike  
Shepherd/R10/USEPA/US  
07/24/2007 12:42 PM

To sue@rhsmith.com

cc

Subject Re: Toppenish

What's up Sue? Haven't heard much since we met. Last I heard there was discussion of pulling the tanks or maybe doing ORC injection.

2  
In our discussion, you agreed to send me a schedule of milestones which I haven't received. I'd like to hear from you before I turn this over to our legal enforcement folks.

thanks,

Mike Shepherd, US EPA Region 10  
Leaking Underground Storage Tank Manager  
UST Indian Lands Team Leader  
206-553-0702

For more information on USTs visit our website at  
[www.epa.gov/r10earth.htm](http://www.epa.gov/r10earth.htm)

Sue Smith <sue@rhsmith.com>



Sue Smith  
<sue@rhsmith.com>

01/10/2007 08:42 AM

Please respond to  
sue@rhsmith.com

To: Mike Shepherd/R10/USEPA/US@EPA

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